



02/22/05

EFW AF

Attorney's Docket No.: 07039-171002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Holger G. Gassner et al.                      Art Unit : 1614  
Serial No. : 09/995,022                                      Examiner : D. Jagoe  
Filed : November 26, 2001  
Title : METHODS FOR ENHANCING WOUND HEALING

**MAIL STOP AF**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

COMMUNICATION

Applicants are providing this communication as a courtesy to the Office. On October 19, 2004, Applicants submitted a response to the Final Office Action dated August 19, 2004. On February 15, 2005, Applicants' representative, Teresa Lavoie, telephoned the Examiner to discuss the fact that the Examiner had not yet issued an Advisory Action, and that the statutory six month deadline for filing an RCE, Continuation, or Notice of Appeal fell on Saturday, February 19, 2005. The Examiner indicated she would not have an opportunity to look at this case before the 6 month deadline, and that she was not going to allow the case.

Applicants are filing concurrently herewith a Continuation application (Attorney Docket Number 07039-171003). Under 37 CFR § 1.136(a), because Applicants responded to the Final Office Action on the two-month date and the Examiner did not issue, as of February 18, 2005, an Advisory Action, Applicants respectfully assert that no petition and fee are due at this time to extend the statutory period for response in this case. If there is a fee due, please apply any charges or credits to Deposit Account No. 06-1050.

Date: 2/18/05

Respectfully submitted,

Teresa A. Lavoie

Teresa A. Lavoie, Ph.D.  
Reg. No. 42,782

Fish & Richardson P.C., P.A.  
60 South Sixth Street, Suite 3300  
Minneapolis, MN 55402  
Telephone: (612) 335-5070  
Facsimile: (612) 288-9696

60277832.doc

CERTIFICATE OF MAILING BY EXPRESS MAIL

Express Mail Label No. EV602144661US

February 18, 2005  
Date of Deposit